



DAC(M) #

PTO/SB/66 (08-00)

Approved for use through 12/31/2002. OMB 0651-0016

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF
MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378(c))**

Docket Number (Optional)

Mail to: Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

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MAR 12 2001

OFFICE OF PETITIONS

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

Patent No. 5,598,947 Application Number 08/377,449
Issue Date Feb 4, 1997 Filing Date _____

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.366(c) and (d).

Also complete the following information, if applicable

The above-identified patent:

- ☐ is a reissue of original Patent No. _____, original issue date _____;
original application number _____,
original filing date _____.
- ☐ resulted from the entry into the U.S. under 35 U.S.C. 371 of international
application _____ filed on _____.

03/12/2001 LGIBBS 00000001 5598947

01 FC:188

1640.00 OP

CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

March 5, 2001

Date

Patrick Smith

Signature

Patrick Smith patentee

Typed or printed name of person signing Certificate

Adjustment date: 03/12/2001 LGIBBS

03/09/2001 CV0111 00000078 5598947

01 FC:699 -940.00 OP

Adjustment date: 03/12/2001 LGIBBS

02/21/2001 LGIBBS 00000006 5598947

02 FC:187 -700.00 OP

[Page 1 of 3]

Burden Hour Statement: This collection of information is required by 37 CFR 1.378. This information is used by the public to submit (and by the USPTO to process) payment of patent maintenance fees. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the complete payment of maintenance fees. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

03/09/2001 CV0111 00000078 5598947

01 FC:699

940.00 OP

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

1. SMALL ENTITY

☒ Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27.

2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

☐ Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g).

3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))

The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

NOT Small Entity			Small Entity		
Amount	Fee	(Code)	Amount	Fee	(Code)
<input type="checkbox"/> \$ _____	3 1/2 yr fee	(183)	<input type="checkbox"/> \$ _____	3 1/2 yr fee	(283)
<input type="checkbox"/> \$ _____	7 1/2 yr fee	(184)	<input type="checkbox"/> \$ _____	7 1/2 yr fee	(284)
<input type="checkbox"/> \$ _____	11 1/2 yr fee	(185)	<input type="checkbox"/> \$ _____	11 1/2 yr fee	(285)

425.
700.
940.pre paid
pre paid

MAINTENANCE FEE BEING SUBMITTED \$ _____

4. SURCHARGE

The surcharge required by 37 CFR 1.20(i)(2) of \$ _____ (Fee Code 188) must be paid as a condition of accepting unintentionally delayed payment of the maintenance fee.

SURCHARGE BEING SUBMITTED \$ 1,640.

5. MANNER OF PAYMENT Check

☒ Enclosed is a check for the sum of \$ 940.00.☐ Please charge Deposit Account No. _____ the sum of \$ _____. A duplicate copy of this authorization is attached.☐ Payment by credit card. Form PTO-2038 is attached.

6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

☐ The Commissioner is hereby authorized to charge any maintenance fee, surcharge or petition deficiency to Deposit Account No. _____. A duplicate copy of this authorization is attached.?
So other



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The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

NOT Small Entity				Small Entity			
Amount	Fee	(Code)		Amount	Fee	(Code)	
<input type="checkbox"/> \$ _____	3 1/2 yr fee	(183)		<input type="checkbox"/> \$ _____	3 1/2 yr fee	(283)	425.
<input type="checkbox"/> \$ _____	7 1/2 yr fee	(184)		<input type="checkbox"/> \$ _____	7 1/2 yr fee	(284)	700.
<input type="checkbox"/> \$ _____	11 1/2 yr fee	(185)		<input type="checkbox"/> \$ _____	11 1/2 yr fee	(285)	940.

pre paid
pre paid

MAINTENANCE FEE BEING SUBMITTED \$ _____

4. SURCHARGE

The surcharge required by 37 CFR 1.20(i)(2) of \$ _____ (Fee Code 188) must be paid as a condition of accepting unintentionally delayed payment of the maintenance fee.

SURCHARGE BEING SUBMITTED \$ 940.00

5. MANNER OF PAYMENT

- ☐ Enclosed is a check for the sum of \$ 940.00.
- ☐ Please charge Deposit Account No. _____ the sum of \$ _____. A duplicate copy of this authorization is attached.
- ☐ Payment by credit card. Form PTO-2038 is attached.

6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

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?
see other

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

7. OVERPAYMENT

As to any overpayment made please

- OR ☐ Credit to Deposit Account No. _____
☐ Send refund check.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


8. STATEMENT

The delay in payment of the maintenance fee to this patent was unintentional.

9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED.

March 5, 2001
Date

() no phone
Telephone Number


Signature(s) of Petitioner(s)

Patrick Smith
Typed or printed name(s)

2901 Beverly Blvd
Address

Los Angeles, CA 90057

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

ENCLOSURES:

- ☐ Maintenance Fee payment
☐ Surcharge
☐ _____

PAYMENT OF \$940.00 IS DIFFERENCE BETWEEN \$1,125.00 PAID 2/01 AND \$2,065.00 DUE

CHANGE PETITION 378B TO PETITION 378C

PTO/SB/45 (01-01)

Please type a plus sign (+) inside this box ☐

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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MAINTENANCE FEE TRANSMITTAL FORM

Address to:
Assistant Commissioner for Patents
Box M Fee
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Assistant Commissioner for Patents, Box M Fee, Washington D.C. 20231 on March 5, 2001

Signature _____
Typed or printed name _____ patentee

Enclosed herewith is the payment of the maintenance fee(s) for the listed patent(s).

- ☒ A check for the amount of \$940.00 for the full payment of the maintenance fee(s) and any necessary surcharge on the following patents is enclosed.
- ☐ The Commissioner is hereby authorized to charge \$ _____ to cover the payment of the fee(s) indicated below to Deposit Account No. _____.
- ☐ The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. _____.
- ☐ Payment by credit card. Form PTO-2038 is attached.

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*Information required by 37 CFR 1.366(c) (columns 1 & 4). Information requested under 37 CFR 1.366(d) (columns 2, 3, 5, & 6)

Item	Patent Number	Maintenance Fee Amount (37 CFR 1.20 (e)-(g))	Surcharge Amount (37 CFR 1.20 (h)-(i))	U.S. Application Number [06/555,555]	Payment Year			Small Entity?
					5			
	1	2	3	4	3.5 yrs	7.5 yrs	11.5 yrs	6
1	5,598,947	\$425.00	\$1,640.00		X			X
2								
3								
4								
5								
6								

Subtotals, Columns 2 & 3

Total Payment

☐ additional sheets attached for listing additional patents.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Respectfully submitted***:

Customer's name: Patrick Smith

Telephone: no phone

Fax:

Customer's Signature:

Patrick Smith 3/5/01

Note. *All correspondence will be forwarded to the "Fee Address" or to the "Correspondence Address" if no "Fee Address" has been provided. 37 CFR 1.363.

**Payment of small entity fee is appropriate if small entity status still exists, see 37 CFR 1.27(g). To establish small entity status or to change status from small to large entity, note the requirements of 37 CFR 1.27 and 1.33(b).

***WHERE MAINTENANCE FEE PAYMENTS ARE TO BE MADE BY AUTHORIZATION TO CHARGE A DEPOSIT ACCOUNT, BOTH CUSTOMER'S NAME AND SIGNATURE ARE REQUIRED.

Burden Hour Statement: This collection of information is required by 37 CFR 1.366. This information is used by the public to submit (and by the USPTO to process) payment of patent maintenance fees. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 0.08 hours to complete, including gathering, preparing, and submitting the complete payment of maintenance fees. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PAYMENT OF \$940.00 IS DIFFERENCE BETWEEN \$1,125.00 PAID 2/01 AND \$2,065.00 DUE

CHANGE PETITION 378B TO PETITION 378C

PTO/SB/45 (01-01)

Please type a plus sign (+) inside this box ☐

Approved for use through 12/31/2002. OMB 0651-0016

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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MAINTENANCE FEE TRANSMITTAL FORM

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Assistant Commissioner for Patents
Box M Fee
Washington, D.C. 20231

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on March 5, 2001

Signature _____

Typed or printed name _____ patentee

Enclosed herewith is the payment of the maintenance fee(s) for the listed patent(s).

1. ☒ A check for the amount of \$940.00 for the full payment of the maintenance fee(s) and any necessary surcharge on the following patents is enclosed.
2. ☐ The Commissioner is hereby authorized to charge \$ _____ to cover the payment of the fee(s) indicated below to Deposit Account No. _____
3. ☐ The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. _____
4. ☐ Payment by credit card. Form PTO-2038 is attached.

*Information required by 37 CFR 1.366(c) (columns 1 & 4). Information requested under 37 CFR 1.366(d) (columns 2, 3, 5, & 6)

Item	Patent Number*	Maintenance Fee Amount (37 CFR 1.20 (e)-(g))	Surcharge Amount (37 CFR 1.20 (h)-(i))	U.S. Application Number* [06/555,555]	Payment Year			Small Entity?
					5			
	1	2	3	4	3.5 yrs	7.5 yrs	11.5 yrs	6
1	5,598,947	\$425.00	\$1,640.00		X			X
2			700 + 940					
3								
4								
5								
6								

Subtotals, Columns 2 & 3

Total Payment

☐ additional sheets attached for listing additional patents.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Respectfully submitted***:

Customer's name: Patrick Smith

Telephone: no phone

Fax:

Customer's Signature:

Patrick Smith

3/5/01

Note. *All correspondence will be forwarded to the "Fee Address" or to the "Correspondence Address" if no "Fee Address" has been provided. 37 CFR 1.363.

**Payment of small entity fee is appropriate if small entity status still exists, see 37 CFR 1.27(g). To establish small entity status or to change status from small to large entity, note the requirements of 37 CFR 1.27 and 1.33(b).

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WASHINGTON FERRY

PATRICK SMITH
2901 BEVERLY BLVD
LOS ANGELES, CA 90057

193

DATE Feburary 12, 2001 16-66/1220 99

PAY TO THE ORDER OF Asaiatant Commissioner for Patents \$1,125.00

One thousand one hundred twenty five and no/oo DOLLARS

Bank of America
Westwood Village Branch #0000
930 Westwood Boulevard
Los Angeles, CA 90024 (310) 247-2000

FOR patent # 5,598,947

Patrick Smith

1: 1

re: PRIOR PETITION 2/12/01

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MAR 1 2 2001

OFFICE OF PETITIONS

previously submitted unavoidable petition 378B

March 5, 2001



Patent #5,598,947

Mr. Steven Brantley:

Please change my prior petition 378B to 378C

I assume the enclosed petition 378C is complete and correct.

But because I do not have a phone, you cannot contact me if the petition is not complete or correct.

Therefor, although hesitant to impose upon you, I will call you tomorrow the 6th, after your receipt of the faxed petition, to confirm if complete and correct and if necessaay make change. I promise to be breif in my call to you.

Respectfully,

A handwritten signature in cursive script, appearing to read "Patrick Smith".

Patrick Smith

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MAR 12 2001

OFFICE OF PETITIONS

March 5, 2001



Patrick Smith
2901 Beverly Blvd
Los Angeles, CA 90057

U.S. Patent and Trademark Office
Washington, D.C. 20231

Mr. Steven Brantley
Petition Section

Re: Patent #5,598,947

Payment of \$940.00 is difference between \$1,125.00 paid 2/12/01 and \$2,065.00 due
re. change petition 378B to 378C

Enclosed -

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MAR 12 2001
OFFICE OF PETITIONS

UNITED STATES POSTAL SERVICE®		POSTAL MONEY ORDER		15-800-000
SERIAL NUMBER	YEAR, MONTH, DAY	POST OFFICE	U.S. DOLLARS AND CENTS	
02573943502	2001-03-05	900241	700.00	
AMOUNT		SEVEN HUNDRED DOLLARS & 00c *****		
PAY TO Assistant Commissioner For Patents		NEGOTIABLE ONLY IN THE U.S. AND POSSESSIONS		
ADDRESS Patent & Trademark Office Washington, D.C. 20231		FROM Patrick Smith	CLERK 0022	
C.O.D. NO. OR USED FOR U.S. Patent #5,598,947		ADDRESS 2901 Beverly Blvd Los Angeles, CA 90057		
⑆000008002⑆		02573943502⑆		

UNITED STATES POSTAL SERVICE®		POSTAL MONEY ORDER		15-800-000
SERIAL NUMBER	YEAR, MONTH, DAY	POST OFFICE	U.S. DOLLARS AND CENTS	
02573943491	2001-03-05	900241	240.00	
AMOUNT		TWO HUNDRED FORTY DOLLARS & 00c *****		
PAY TO Assistant Commissioner for Patents		NEGOTIABLE ONLY IN THE U.S. AND POSSESSIONS		
ADDRESS Patent & Trademark Office Washington, D.C. 20231		FROM Patrick Smith	CLERK 0022	
C.O.D. NO. OR USED FOR U.S. Patent #5,598,947		ADDRESS 2901 Beverly Blvd Los Angeles, CA 90057		
⑆000008002⑆		02573943491⑆		